

OCT. 12. 2005 2:28PM  
TO: USPTO

ZILKA-KOTAB, PC

NO. 0509 P. 1

RECEIVED  
CENTRAL FAX CENTER

OCT. 12 2005

# ZILKA-KOTAB

PC  
ZILKA, KOTAB & FREECE™

95 SOUTH MARKET ST., SUITE 420  
SAN JOSE, CA 95113

TELEPHONE (408) 971-2573  
FAX (408) 971-4660

## FAX COVER SHEET

|                        |              |                |
|------------------------|--------------|----------------|
| Date: October 12, 2005 | Phone Number | Fax Number     |
| To: Examiner Gelagay   |              | (571) 273-8300 |
| From: Kevin J. Zilka   |              |                |

Docket No.: NAI1P475/01.160.01

App. No: 10/024,200

Total Number of Pages Being Transmitted, Including Cover Sheet: 16

### Message:

Please deliver to Examiner Gelagay.

Thank you,

Kevin J. Zilka

☐ Original to follow Via Regular Mail ☒ Original will Not be Sent ☐ Original will follow Via Overnight Courier

\*\*\*\*\*  
The information contained in this facsimile message is attorney privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copy of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone (if long distance, please call collect) and return the original message to us at the above address via the U.S. Postal Service. Thank you.  
\*\*\*\*\*

IF YOU DO NOT RECEIVE ALL PAGES OR IF YOU ENCOUNTER  
ANY OTHER DIFFICULTY, PLEASE PHONE Erica  
AT (408) 971-2573 AT YOUR EARLIEST CONVENIENCE

October 12, 2005



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Roberts et al.

Application No. 10/024,200

Filed: December 21, 2001

For: PREDICTIVE MALWARE SCANNING OF )  
INTERNET DATA )

)

)

) Art Unit: 2133

)

) Examiner: Gelagay, Shewaye

)

) Date: October 12, 2005

)

A large, bold, black stamp with the word "COPY" in a sans-serif font, preceded by a small icon of a document with a folded corner.CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being facsimile transmitted to the Commissioner for Patents, Alexandria, VA 22313-1450 at facsimile number: (571) 273-8300 on the above date.

Signed:

Erica L. Farlow

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 2233-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

☐  
☒Applicant(s) hereby petition for a month extension of time to respond to the outstanding Office Action.Applicant(s) believe that no Extension of Time is required; however, if it is determined that such an extension is required, Applicant(s) hereby petition that such an extension be granted and authorize the Commissioner to charge the required fees for an Extension of Time under 37 CFR 1.136 to Deposit Account No. 50-1351.☐  
☒

Enclosed is our Check No. in the amount of \$ to cover the additional claim fee and/or extension of time fees.

If the required fees are missing or any additional fees are required to facilitate filing the enclosed response, please charge such fees or credit any overpayment to Deposit Account No. 50-1351 (Order No. NAI1P475). A copy of this sheet is enclosed for billing purposes.Respectfully submitted,  
Zilka-Kotab, PCKevin J. Zilka  
Registration No. 41,429P.O. Box 721120  
San Jose, CA 95172-1120  
Telephone: (408) 971-2573

(Revised 1/96)

- 1 -

**RECEIVED**  
**CENTRAL FAX CENTER**

OCT. 12 2005

**PATENT**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|                                     |                              |
|-------------------------------------|------------------------------|
| In re application of:               | )                            |
|                                     | )                            |
| Roberts et al.                      | ) Art Unit: 2133             |
|                                     | )                            |
| Application No. 10/024,200          | ) Examiner: Gelagay, Shewaye |
|                                     | )                            |
| Filed: December 21, 2001            | ) Date: October 12, 2005     |
|                                     | )                            |
| For: PREDICTIVE MALWARE SCANNING OF | )                            |
| INTERNET DATA                       | )                            |
|                                     | )                            |
|                                     | )                            |
|                                     | )                            |

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being facsimile transmitted to the Commissioner for Patents, Alexandria, VA 22313-1450 at facsimile number (571) 273-8300 on the above date.

Signed: \_\_\_\_\_

Erica L. Farlow

AMENDMENT B

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed September 7, 2005, please enter the following amendments believed to place the claims in condition for allowance.